

GOVERNMENT OF TELANGANA
ABSTRACT

Panchayat Raj & Rural Employment Department-Zilla Praja Parishad, Warangal District- Regularization of Sri A.Hari Ramulu, Junior Assistant (Retired), ZPHS (Girls) Cherial, erstwhile Warangal District purely for the purpose of enabling him to get the pensionary benefits –Orders –issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT(PTS.IV)DEPARTMENT

G.O.Rt.No.199

Dated:20.03.2017.

Read the following:-

1. From the Director, PR&RE, Hyd., Lr.No.749/CPR&RE/C-2/ 2016, dt.28.04.2016 and dt:31.01.2017

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O R D E R:

In the reference read above the Director, Panchayat Raj and Rural Employment, Hyderabad has stated that the Chief Executive Officer, Zilla Praja Parishad, Warangal has informed that Sri A.Hari Ramulu has been temporarily appointed as Proof Reader in the O/o Secretary, A.P. State Chamber of Panchayat Raj, Hyd., on 01.12.1977 and the individual has been transferred on deputation basis from A.P. State Chamber of Panchayat Raj, Hyderabad to ZPPHS(G), Cherial, Warangal District and joined on 29.03.1998. As per the orders of the Commissioner, PR&RE on 16.08.1999, the deputation orders have been cancelled and directed to attend before the Special Officer, AP Chamber of PR.

Aggrieved by the above the individual approached the Hon'ble APAT and continued at the same place and retired from service on 31.08.2008 and now the individual is requesting for regularization of services for sanction of pension and other pensionary benefits from the date of appointment.

The gist of the case is as shown below.

- Sri Hari Ramulu, appointed as Proof Reader in the O/o Secretary, A.P. State Chamber of Panchayat Raj, Hyd., on 01.12.1977.
- On the request of CEO, ZPP, Warangal Sri Hari Ramulu was deputed to ZPP, Warangal against the Junior Assistant Vacancy at ZPSS (Girls), Cherial on 23.03.1988.
- The Special Officer, AP State Chamber has passed orders on 16.02.1998 to relieve the individual from deputation as the issue is pending since long time.
- The deputation orders were cancelled vide CEO, ZPP, Warangal Procdgs. Dt.17.08.1999 and instructed the H.M., ZPSS(Girls), Cherial to relieve the individual.
- Aggrieved by the above Sri A.Hari Ramulu approached the Hon'ble High Court in W.P.No.17803/1999.
- The Individual in W.P.No.17803/1999 stated that his services were considered and absorbed and his name was shown in the seniority list issued by the CEO, ZPP, Warangal. Further stated that he has given all the benefits including increment, GPF, APGLI and GIS.
- Further stated that the State chamber office itself is winding up, the question of calling for surrender and rejoining does not arise.

(PTO)

- The Hon'ble High Court has issued stay orders on 23.08.1999.
- As per the AP High Court orders the government in Memo. dt.12.12.2003 have withdrawn the repatriation orders issued by H.M., ZPSS(G), Cherial pending finalization of the W.P.No.17803/1999 and directed the H.M. to admit the individual for duty.
- The Individual joined to duty on 17.01.2004 and later retired from service on 31.08.2008 on attaining the age of superannuation vide CEO, ZPP, Warangal Procdgs. dt.03.01.2008.
- The Hon'ble High Court in W.P.No.17803/1999 issued final orders on 28.08.2008 that "the government issued G.O.Ms.No.543, dt.03.07.1995 for winding up of AP State Chamber, challenging the same the employees filed W.P.No.23671/1996 and by order dt.16.11.2005 learned single judge held that though the institution was created initially by an executive order in G.O.Ms.No.924, P&LA(Pts.II)Dept., dt.15.06.1961, it was subsequently registered under A.P. Public Society Registration Act,1350 F and the same cannot be abolished by an executive order, the said order was confirmed in W.A.No.277/2007, dt.05.04.2007. Therefore it is clear that the institution in which the petitioner joined initially is not abolished.

Further, she has stated that, it is to be noticed, as submitted by the counsel for the petitioner, the petitioner retired from service on attaining the age of superannuation in Office of CEO, ZPP, Warangal the voluntary retirement scheme introduced under G.O.Ms.No.307, dt.21.07.1998 was not given effect to as the parent institution is not closed and as the petitioner continued in office of the CEO, ZPP, Warangal and retired on attaining superannuation, therefore, having regard to the peculiar facts and circumstances, the impugned proceedings cannot be allowed to be sustained and accordingly they are set aside and the writ petition is allowed. No costs".

On the above, the Director, Panchayat Raj & Rural Employment, Hyderabad has stated that, the Special Officer, State Chamber in their note dt.06.04.2016 has informed that, the State Chamber has winding up on 03.07.1995 duly absorbing the employees and assets in commissioner PR. Further informed that out of total (47) employees in State Chamber (37) employees have taken voluntary retirement, (2) employees retired due to superannuation, (1) employee expired, (1) employee dismissed from service, (1) employee (A.Hari Ramulu) retired while working on deputation and at present (5) employees working as per court orders.

And further informed that, the State Chamber have requested the Government in combined State of A.P. to issue necessary orders on the remaining staff. Further, she informed that the State Chamber has been divided in 58:42 percentage between Andhra and Telangana due to reorganisation of A.P., but the employees have not been divided. Sri.A.Hari Ramulu, Jr.Assistant has been worked at ZPP, Warangal from 1988 nearly 20 years and retired from service and he is requesting for sanction of pension and other pensionary benefits.

Government after careful examination of the entire matter with reference to the report of the Director, Panchayat Raj & Rural Employment, Hyderabad and keeping in view of the observations of the Hon'ble High Court orders dated:28.08.2008 is hereby regularize the services of Sri A.Hari Ramulu, Junior Assistant (Retired), ZPHS (Girls) Cherial, erstwhile Warangal Dist., purely for the purpose of enabling him to get the pensionary benefits.

The Director, Panchayat Raj and Rural Employment, Hyderabad shall take further necessary action in the matter accordingly.

This order issues with the concurrence of Finance (HRM.II) Department, vide their U.O.No. 3145/81/A2/HRM.II/17, dt:17.03.2017.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

S.P.SINGH
CHIEF SECRETARY TO GOVERNMENT &
SPECIAL CHIEF SECRETARY TO GOVERNMENT(FAC)

To

The Director, Panchayat Raj and Rural Employment, Hyderabad.

The Chief Executive Officer, Zilla Praja Parishad, Warangal.

Copy to :

The individual **through the** Chief Executive Officer, ZPP, Warangal

The District Treasury Officer, Warangal.

The Finance (HRM-II) Department

The P.S to Additional Secretary to CM.

The P.S. to Minister(PR&RD)

The P.S. to the Chief Secretary /Spl. Chief Secretary(FAC) to Government

The SF/SCs

// FORWARDED:: BY ORDER//

SECTION OFFICER